

1 I take it, Delegate Macdonald, your answer in
2 view of the way the question was phrased leaves the Chair
3 in a little doubt. The question was asked whether it
4 meant prior to the date set for trial and you said yes.
5 I wonder if you mean that or prior to the time the trial
6 actually begins. I am thinking of a situation where a
7 case may be on preliminary assignment set for trial on
8 January fifth and not been reached. If you have not
9 moved before that date, is it your intention that you
10 couldn't postpone it even though it may not be reached
11 until January tenth?

12 DELEGATE MACDONALD: My intention, Mr. Chairman,
13 is that it is the date set for trial, but I don't think
14 that is a matter of great moment. I think the Court of
15 Appeals would be able --

16 THE CHAIRMAN: Your answer was to be as
17 intended, meaning at a date prior to trial.

18 DELEGATE MACDONALD: That would be up to the
19 Court of Appeals to set out the rule.

20 DELEGATE BAMBERGER: I would like to ask
21 Delegate Macdonald if he would yield to a question.